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THE HON'BLE SRI JUSTICE E. DHARMA RAO

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WRIT PETITION NO. 16337 OF 2005

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DATED 01.08.2005

Between:

1. Ravula Keshava Das S/o Bhojanna, age about 40 years, Occ: Advocate, Resident of Bhainsa.

Petitioner

And

1. The Mandal Revenue Officer,

Bhainsa, Adilabad District. Respondent

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ORAL ORDER:

Heard both sides.

In this Writ Petition, petitioner is seeking a writ of Mandamus, declaring the inaction of the respondent herein in not disposing of the petitioner's case in file No. B/526/1998 as illegal and consequently direct the respondent to dispose of the above said case in file No. B/526/1998 forthwith.

The case of the petitioner is that he purchased an extent of Ac. 0.15 guntas in S.No. 345, Ac. 3.22 in S.No. 344 and an extent of Ac. 2.25 guntas in S.No. 346/2 of Bhainsa Town from Darabji brothers and Company, under Document No. 966/84 and applied for mutation of his name on 24.7.1985 before the Mandal Revenue Officer, Bhainsa. Consequent to the application filed by the petitioner, the Mandal Revenue Officer, Bhainsa, issued notice dated 20.8.1985 directing the petitioner to produce the registered documents by 25.8.1985. Accordingly, the petitioner submitted all documents on 23.8.1985. It is submitted that wrongly a 38 E certificate was granted to one person by name Narayan Khandu in respect of industrial land in Ac. 0.15 Guntas of land in S.No. 345 of Bhainsa Town, and mutation was effected in the name of Narayan Khandu, which the petitioner purchased under a registered sale deed. Therefore, the petitioner filed a petition before the respondent on 13.4.1998 for cancellation of Pattedar Pass Book issued in the name of Narayan S/o Khandu, but no orders have been passed for the last eight years by the respondent on the petition filed by the petitioner dated 13.4.1998. Therefore, the petitioner is constrained to file the present Writ Petition.

Considering the facts and circumstances, I deem it appropriate to dispose of the Writ Petition at the stage of admission directing the respondent to consider and pass appropriate orders on the petition filed by the petitioner dated 13.4.1998 after giving an opportunity to the parties who are affected, within a period of twelve weeks from the date of receipt of a copy of this order.

Accordingly, the Writ Petition is disposed of. No order as to costs.

ELIPE DHARMA RAO,J

DATED: 1.8.2005

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